



February 22, 2008

ENGROSSED SENATE BILL No. 111

DIGEST OF SB 111 (Updated February 20, 2008 10:22 am - DI 109)

Citations Affected: IC 20-26.

Synopsis: Graduation rate formula. Specifies that students graduating as members of a cohort include students from the cohort who graduate during the expected graduation year or during a previous reporting year. Provides that students may count as graduating members of only one cohort. Corrects an incorrect cross-reference.

Effective: July 1, 2008.

Lubbers, Charbonneau
(HOUSE SPONSORS — PORTER, BEHNING)

January 8, 2008, read first time and referred to Committee on Rules and Legislative Procedure.

January 14, 2008, amended; reassigned to Committee on Education.

January 24, 2008, reported favorably — Do Pass.

January 28, 2008, read second time, amended, ordered engrossed.

January 29, 2008, engrossed. Read third time, passed. Yeas 43, nays 5.

HOUSE ACTION

January 30, 2008, read first time and referred to Committee on Rules and Legislative Procedures.

February 18, 2008, reassigned to Committee on Education.

February 21, 2008, amended, reported — Do Pass.

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ES 111—LS 6091/DI 13+



February 22, 2008

Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 111

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 20-26-13-10, AS AMENDED BY P.L.229-2007,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2008]: Sec. 10. Except as provided in section 11 of this
4 chapter, the four (4) year graduation rate for a cohort in a high school
5 is the percentage determined under STEP FIVE of the following
6 formula:
7 STEP ONE: Determine the grade 9 enrollment at the beginning of
8 the reporting year three (3) years before the reporting year for
9 which the graduation rate is being determined.
10 STEP TWO: Add:
11 (A) the number determined under STEP ONE; and
12 (B) the number of students who:
13 (i) have enrolled in the high school after the date on which
14 the number determined under STEP ONE was determined;
15 and
16 (ii) have the same expected graduation year as the cohort.
17 STEP THREE: Subtract from the sum determined under STEP

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TWO the number of students who have left the cohort for any of the following reasons:

(A) Transfer to another public or nonpublic school.

(B) Removal by the student's parents under IC 20-33-2-28 to provide instruction equivalent to that given in the public schools.

(C) Withdrawal because of a long term medical condition or death.

(D) Detention by a law enforcement agency or the department of correction.

(E) Placement by a court order or the department of child services.

(F) Enrollment in a virtual school.

(G) Leaving school, if the student attended school in Indiana for less than one (1) school year and the location of the student cannot be determined.

(H) Leaving school, if the location of the student cannot be determined and the student has been reported to the Indiana clearinghouse for information on missing children.

(I) Withdrawing from school before graduation, if the student is a high ability student (as defined in IC 20-36-1-3) who is a full-time student at an accredited institution of higher education during the semester in which the cohort graduates.

STEP FOUR: Determine the total number of students **determined under STEP TWO** who have graduated during the current reporting year **or a previous reporting year**.

STEP FIVE: Divide:

(A) the number determined under STEP FOUR; by

(B) the remainder determined under STEP THREE.

SECTION 2. IC 20-26-13-10.7, AS ADDED BY P.L.229-2007, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 10.7. For purposes of determining a graduation rate under sections 10, 10.2, and 10.5 of this chapter, a student may be counted as **a member of only one (1) cohort and as graduating during only during any one (1) reporting year**.

SECTION 3. IC 20-26-13-12, AS AMENDED BY P.L.229-2007, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 12. For each high school, the department shall calculate an estimated graduation rate that is determined by the total number of graduates for the reporting year divided by the total number of students enrolled in grade 9 at the school three (3) years before the reporting year. For any school where the difference between the

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1 estimated graduation rate and the number determined under STEP
2 ~~SEVEN FIVE~~ of section 10 of this chapter is more than five percent
3 (5%), the department shall request the data used in determining that the
4 missing students are classified under one (1) or more of clauses (A)
5 through (I) of STEP THREE of section 10 of this chapter.

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SENATE MOTION

Madam President: I move that Senator Long be removed as author of Senate Bill 111 and that Senator Lubbers be substituted therefor.

LONG

COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 111, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Education.

(Reference is to SB 111 as introduced.)

LONG, Chairperson

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 111, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 111 as printed January 15, 2008.)

LUBBERS, Chairperson

Committee Vote: Yeas 8, Nays 0.

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SENATE MOTION

Madam President: I move that Senator Charbonneau be added as coauthor of Senate Bill 111.

LUBBERS

SENATE MOTION

Madam President: I move that Senate Bill 111 be amended to read as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning education and to make an appropriation.

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 4-34-1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. "Fund" means the ~~Indiana technology fund~~ **Senator David C. Ford school and library technology fund** created by IC 4-34-2-1.

SECTION 2. IC 4-34-1.5 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 1.5. Purpose

Section 1. Senator David C. Ford has chaired the Senate economic development and technology committee since its inception in 2003.

Section 2. Senator Ford has been a respected leader, tireless advocate, and visionary champion for initiatives aimed at increasing educational opportunities for Indiana children through the use of technology.

Section 3. Senator Ford's vision for Indiana in the 21st century is a place where every student in every school in every corner of our state has access to the technology tools required to learn and compete in the global marketplace.

Section 4. The Indiana General Assembly wishes to acknowledge Senator Ford's extraordinary efforts by renaming the Indiana technology fund in his honor.

SECTION 3. IC 4-34-2-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. The ~~Indiana technology fund~~ **Senator David C. Ford school and library technology fund** is established for the purpose of providing permanent and stable

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funding to support and maintain a statewide information technology infrastructure for Indiana's schools and libraries. Money in the fund at the end of a state biennium reverts to the build Indiana fund.

SECTION 3. IC 4-34-2-6 IS ADDED TO THE INDIANA CODE A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 6. (a) On July 1 of each year, the following amounts are appropriated to the Senator David C. Ford school and library technology fund from the build Indiana fund:**

- (1) two million three hundred thousand dollars (\$2,300,000) for schools under IC 4-34-3-4; and**
- (2) one million two hundred thousand dollars (\$1,200,000) for libraries under IC 4-34-3-2.**

(b) The budget agency may augment the appropriations from balances in the build Indiana fund as needed to cover increases in providing the services funded in this section."

Page 3, after line 5, begin a new paragraph and insert:
"SECTION 7. **An emergency is declared for this act.**".
Renumber all SECTIONS consecutively.

(Reference is to SB 111 as printed January 25, 2008.)

LONG

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred Senate Bill 111, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Page 1, delete lines 1 through 17.

Page 2, delete lines 1 through 24.

Page 4, delete line 5.

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Renumber all SECTIONS consecutively.
and when so amended that said bill do pass.

(Reference is to SB 111 as reprinted January 29, 2008.)

PORTER, Chair

Committee Vote: yeas 9, nays 0.

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